



Montana Legislative History

Chapter: 129 Session L: 2019

Bill Number: 36 Senate

Checklist of Bill History

History and Final Status Sheet	x
Introduced Bill	X
Fiscal Note	N/A
Third Reading Bill	X
Final Version of Bill	X

House

Committee:

Judiciary

Hearing Date(s):

[March 14, 2019](#)

[March 18, 2019](#)

(Executive Action)

Senate

Committee: Judiciary

Hearing Date(s):

[Jan. 10, 2019](#)

[Jan. 11, 2019](#) (Executive Action)

Conference Committee

Hearing Date(s): n/a

Conference Committee Report:

Compiler Notes

Compiled by: sg

Date: 02-23-2024

Notes:

Bill Draft Number: LC0105

Bill Type - Number: SB 36

Short Title: Provide exceptions to mandatory inmate savings

Primary Sponsor: Margaret (Margie) MacDonald (D) SD 26

Chapter Number: 129

Bill Actions - Current Bill Progress: Became Law

Bill Action Count: 46

Action - Most Recent First	Date	Votes Yes	Votes No	Committee
Chapter Number Assigned	04/10/2019			
(S) Signed by Governor	04/10/2019			
(S) Transmitted to Governor	04/08/2019			
(H) Signed by Speaker	04/05/2019			
(S) Signed by President	04/02/2019			
(C) Printed - Enrolled Version Available	03/25/2019			
(S) Returned from Enrolling	03/25/2019			
(S) Sent to Enrolling	03/21/2019			
(H) Returned to Senate	03/21/2019			
(H) 3rd Reading Concurred	03/21/2019	97	2	
(H) Scheduled for 3rd Reading	03/21/2019			
(H) 2nd Reading Concurred	03/20/2019	99	1	
(H) Scheduled for 2nd Reading	03/20/2019			
(H) Committee Report--Bill Concurred	03/18/2019			(H) Judiciary
(H) Committee Executive Action--Bill Concurred	03/18/2019	19	0	(H) Judiciary
(H) Hearing	03/14/2019			(H) Judiciary
(H) First Reading	01/18/2019			(H) Judiciary
(H) Referred to Committee	01/18/2019			(H) Judiciary
(S) Transmitted to House	01/16/2019			
(S) 3rd Reading Passed	01/16/2019	50	0	
(S) Scheduled for 3rd Reading	01/16/2019			
(S) 2nd Reading Passed	01/15/2019	48	0	
(S) Scheduled for 2nd Reading	01/15/2019			
(S) Committee Report--Bill Passed	01/11/2019			(S) Judiciary
(S) Committee Executive Action--Bill Passed	01/11/2019	10	0	(S) Judiciary
(S) Hearing	01/10/2019			(S) Judiciary
(S) First Reading	01/07/2019			
(S) Referred to Committee	12/21/2018			(S) Judiciary
(C) Introduced Bill Text Available Electronically	12/11/2018			
(S) Introduced	12/11/2018			
(C) Pre-Introduction Letter Sent	12/06/2018			
(C) Draft in Assembly	12/06/2018			
(C) Executive Director Review	12/06/2018			

(C) Bill Draft Text Available Electronically	12/06/2018
(C) Draft in Final Drafter Review	12/06/2018
(C) Draft in Legal Review	12/05/2018
(C) Bill Draft Text Available Electronically	11/28/2018
(C) Draft in Final Drafter Review	11/28/2018
(C) Draft Back for Redo	11/28/2018
(C) Draft in Input/Proofing	11/26/2018
(C) Draft to Drafter - Edit Review	11/20/2018
(C) Draft in Edit	11/20/2018
(C) Draft in Legal Review	11/20/2018
(C) Draft to Requester for Review	11/19/2018
(C) Draft to Requester for Review	11/17/2018
(C) Draft Request Received	07/30/2018

Sponsor, etc.

Sponsor, etc.	Last Name/Organization	First Name	Mi
Requester	Department of Corrections by Law and Justice Interim Committee		
Drafter	Weiss	Rachel	
By Request Of	Department of Corrections		
Primary Sponsor	MacDonald	Margaret (Margie)	

Subjects

Description	Revenue/Approp.	Vote Majority Req.	Subject Code
Corrections		Simple	CORR
Rule Making		Simple	RUL

Additional Bill Information

Fiscal Note Probable: No

Preintroduction Required: Y

Session Law Ch. Number: 129

DEADLINE

Category: General Bills

Transmittal Date: 03/01/2019

Return (with 2nd house amendments) Date: 04/08/2019

Section Effective Dates

Section(s) Effective Date Date Qualified

All Sections 01-OCT-19



AN ACT PROVIDING EXCEPTIONS TO MANDATORY INMATE SAVINGS LAWS; EXTENDING THE DEPARTMENT OF CORRECTIONS' RULEMAKING AUTHORITY TO PROVIDE FOR THE EXCEPTIONS; AND AMENDING SECTION 53-1-107, MCA.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 53-1-107, MCA, is amended to read:

"53-1-107. (Temporary) Inmate financial transactions and trust account system. (1) An inmate of a state prison, as defined in 53-30-101(3)(c)(i) through (3)(c)(iii) and (3)(c)(v), shall use the prison inmate trust account system administered by the department of corrections to send money out of or receive money in the facility unless the department grants the inmate an exception. The department may charge an inmate a minimum fee, not to exceed \$2 each month, to administer the inmate's account.

(2) The department may, consistent with administrative rules adopted by the department, use a portion of the funds in an inmate's account to:

- (a) satisfy court-ordered restitution, whether or not restitution is a condition of probation or parole;
- (b) satisfy court-ordered child support;
- (c) satisfy court-ordered fines, fees, or costs;
- (d) pay for the inmate's medical and dental expenses and costs of incarceration; and
- (e) pay any other fees, costs, expenses, or monetary sanctions ordered by a court or imposed by a state prison and pay reasonable claims by a debt collection or financial institution.

(3) (a) Money taken under subsection (2) for the payment of restitution must be paid in the following order:

- (i) to the victim until the victim's unreimbursed pecuniary loss is satisfied;
- (ii) to the crime victims compensation and assistance program in the department of justice for deposit in the account provided for in 53-9-113 until the state is fully reimbursed for compensation to the victim provided pursuant to Title 53, chapter 9, part 1;

(iii) to any other government agency that has compensated the victim for the victim's pecuniary loss; and

(iv) to any insurance company that has compensated the victim for the victim's pecuniary loss.

(b) If there is a balance of money in the inmate's account after payments under subsection (2), the department may allow the balance to accumulate in a savings subaccount for the inmate.

(4) (a) The department shall adopt rules to set a percentage of earnings not to exceed 25% that an inmate worker is required to save in a savings subaccount.

(b) The rules must include that, upon release of an inmate from a state prison, the department shall dispense money directly from the subaccount to the former inmate, the inmate's landlord, or other approved recipients, including service providers.

(c) The department shall adopt rules to exempt the following inmates from participation in the mandatory inmate savings program under subsection (4)(a):

(i) inmates who are of advanced age;

(ii) inmates who have a parole eligibility date that puts them at an advanced age at eligibility;

(iii) inmates who do not have parole eligibility and are serving a long sentence that puts them at an advanced age upon their discharge date;

(iv) inmates who are serving a life sentence but have a parole eligibility date that puts them at an advanced age at eligibility; and

(v) inmates who are not eligible for parole and are serving life sentences.

(5) The department shall adopt rules establishing the prison inmate trust account system and criteria for the use of funds under this section. The rules must contain clear guidelines regarding the use of funds that ensure payment under subsection (2) and that inhibit an inmate's ability to deal in contraband or illegal acts within or outside the state prison.

(6) An inmate is responsible for the inmate's medical and dental expenses and is obligated to repay the department for reasonable costs incurred by the department for the inmate's medical and dental expenses. The department may investigate, identify, take in any manner allowed by law for the satisfaction of a judgment, and use to pay the inmate's medical and dental expenses any assets of the inmate or any income of the inmate from sources outside the state prison that is not deposited in the account provided for in subsection (1). (Terminates June 30, 2021--sec. 27, Ch. 285, L. 2015; sec. 1, Ch. 292, L. 2015.)

53-1-107. (Effective July 1, 2021) Inmate financial transactions and trust account system. (1) An

inmate of a state prison, as defined in 53-30-101(3)(c)(i) through (3)(c)(iii) and (3)(c)(v), shall use the prison inmate trust account system administered by the department of corrections to send money out of or receive money in the facility unless the department grants the inmate an exception. The department may charge an inmate a minimum fee, not to exceed \$2 each month, to administer the inmate's account.

(2) The department may, consistent with administrative rules adopted by the department, use a portion of the funds in an inmate's account to:

- (a) satisfy court-ordered restitution, whether or not restitution is a condition of probation or parole;
- (b) satisfy court-ordered child support;
- (c) satisfy court-ordered fines, fees, or costs;
- (d) pay for the inmate's medical and dental expenses and costs of incarceration; and
- (e) pay any other fees, costs, expenses, or monetary sanctions ordered by a court or imposed by a state prison and pay reasonable claims by a debt collection or financial institution.

(3) (a) Money taken under subsection (2) for the payment of restitution must be paid in the following order:

- (i) to the victim until the victim's unreimbursed pecuniary loss is satisfied;
- (ii) to the crime victims compensation and assistance program in the department of justice for deposit in the state general fund until the state is fully reimbursed for compensation to the victim provided pursuant to Title 53, chapter 9, part 1;

- (iii) to any other government agency that has compensated the victim for the victim's pecuniary loss; and

- (iv) to any insurance company that has compensated the victim for the victim's pecuniary loss.

(b) If there is a balance of money in the inmate's account after payments under subsection (2), the department may allow the balance to accumulate in a savings subaccount for the inmate.

(4) (a) The department shall adopt rules to set a percentage of earnings not to exceed 25% that an inmate worker is required to save in a savings subaccount.

(b) The rules must include that, upon release of an inmate from a state prison, the department shall dispense money directly from the subaccount to the former inmate, the inmate's landlord, or other approved recipients, including service providers.

(c) The department shall adopt rules to exempt the following inmates from participation in the mandatory inmate savings program under subsection (4)(a):

- (i) inmates who are of advanced age;
- (ii) inmates who have a parole eligibility date that puts them at an advanced age at eligibility;
- (iii) inmates who do not have parole eligibility and are serving a long sentence that puts them at an advanced age upon their discharge date;
- (iv) inmates who are serving a life sentence but have a parole eligibility date that puts them at an advanced age at eligibility; and
- (v) inmates who are not eligible for parole and are serving life sentences.

(5) The department shall adopt rules establishing the prison inmate trust account system and criteria for the use of funds under this section. The rules must contain clear guidelines regarding the use of funds that ensure payment under subsection (2) and that inhibit an inmate's ability to deal in contraband or illegal acts within or outside the state prison.

(6) An inmate is responsible for the inmate's medical and dental expenses and is obligated to repay the department for reasonable costs incurred by the department for the inmate's medical and dental expenses. The department may investigate, identify, take in any manner allowed by law for the satisfaction of a judgment, and use to pay the inmate's medical and dental expenses any assets of the inmate or any income of the inmate from sources outside the state prison that is not deposited in the account provided for in subsection (1)."

- END -

I hereby certify that the within bill,
SB 0036, originated in the Senate.

President of the Senate

Signed this _____ day
of _____, 2019.

Secretary of the Senate

Speaker of the House

Signed this _____ day
of _____, 2019.

SENATE BILL NO. 36
INTRODUCED BY M. MACDONALD
BY REQUEST OF THE DEPARTMENT OF CORRECTIONS

AN ACT PROVIDING EXCEPTIONS TO MANDATORY INMATE SAVINGS LAWS; EXTENDING THE DEPARTMENT OF CORRECTIONS' RULEMAKING AUTHORITY TO PROVIDE FOR THE EXCEPTIONS; AND AMENDING SECTION 53-1-107, MCA.

SENATE BILL NO. 36

INTRODUCED BY M. MACDONALD

BY REQUEST OF THE DEPARTMENT OF CORRECTIONS

A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING EXCEPTIONS TO MANDATORY INMATE SAVINGS LAWS; EXTENDING THE DEPARTMENT OF CORRECTIONS' RULEMAKING AUTHORITY TO PROVIDE FOR THE EXCEPTIONS; AND AMENDING SECTION 53-1-107, MCA."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 53-1-107, MCA, is amended to read:

"53-1-107. (Temporary) Inmate financial transactions and trust account system. (1) An inmate of a state prison, as defined in 53-30-101(3)(c)(i) through (3)(c)(iii) and (3)(c)(v), shall use the prison inmate trust account system administered by the department of corrections to send money out of or receive money in the facility unless the department grants the inmate an exception. The department may charge an inmate a minimum fee, not to exceed \$2 each month, to administer the inmate's account.

(2) The department may, consistent with administrative rules adopted by the department, use a portion of the funds in an inmate's account to:

- (a) satisfy court-ordered restitution, whether or not restitution is a condition of probation or parole;
- (b) satisfy court-ordered child support;
- (c) satisfy court-ordered fines, fees, or costs;
- (d) pay for the inmate's medical and dental expenses and costs of incarceration; and
- (e) pay any other fees, costs, expenses, or monetary sanctions ordered by a court or imposed by a state prison and pay reasonable claims by a debt collection or financial institution.

(3) (a) Money taken under subsection (2) for the payment of restitution must be paid in the following order:

- (i) to the victim until the victim's unreimbursed pecuniary loss is satisfied;
- (ii) to the crime victims compensation and assistance program in the department of justice for deposit in the account provided for in 53-9-113 until the state is fully reimbursed for compensation to the victim provided pursuant to Title 53, chapter 9, part 1;

1 (iii) to any other government agency that has compensated the victim for the victim's pecuniary loss; and

2 (iv) to any insurance company that has compensated the victim for the victim's pecuniary loss.

3 (b) If there is a balance of money in the inmate's account after payments under subsection (2), the
4 department may allow the balance to accumulate in a savings subaccount for the inmate.

5 (4) (a) The department shall adopt rules to set a percentage of earnings not to exceed 25% that an
6 inmate worker is required to save in a savings subaccount.

7 (b) The rules must include that, upon release of an inmate from a state prison, the department shall
8 dispense money directly from the subaccount to the former inmate, the inmate's landlord, or other approved
9 recipients, including service providers.

10 (c) The department shall adopt rules to exempt the following inmates from participation in the mandatory
11 inmate savings program under subsection (4)(a):

12 (i) inmates who are of advanced age;

13 (ii) inmates who have a parole eligibility date that puts them at an advanced age at eligibility;

14 (iii) inmates who do not have parole eligibility and are serving a long sentence that puts them at an
15 advanced age upon their discharge date;

16 (iv) inmates who are serving a life sentence but have a parole eligibility date that puts them at an
17 advanced age at eligibility; and

18 (v) inmates who are not eligible for parole and are serving life sentences.

19 (5) The department shall adopt rules establishing the prison inmate trust account system and criteria for
20 the use of funds under this section. The rules must contain clear guidelines regarding the use of funds that ensure
21 payment under subsection (2) and that inhibit an inmate's ability to deal in contraband or illegal acts within or
22 outside the state prison.

23 (6) An inmate is responsible for the inmate's medical and dental expenses and is obligated to repay the
24 department for reasonable costs incurred by the department for the inmate's medical and dental expenses. The
25 department may investigate, identify, take in any manner allowed by law for the satisfaction of a judgment, and
26 use to pay the inmate's medical and dental expenses any assets of the inmate or any income of the inmate from
27 sources outside the state prison that is not deposited in the account provided for in subsection (1). (Terminates
28 June 30, 2021--sec. 27, Ch. 285, L. 2015; sec. 1, Ch. 292, L. 2015.)

29 **53-1-107. (Effective July 1, 2021) Inmate financial transactions and trust account system.** (1) An
30 inmate of a state prison, as defined in 53-30-101(3)(c)(i) through (3)(c)(iii) and (3)(c)(v), shall use the prison

1 inmate trust account system administered by the department of corrections to send money out of or receive
2 money in the facility unless the department grants the inmate an exception. The department may charge an
3 inmate a minimum fee, not to exceed \$2 each month, to administer the inmate's account.

4 (2) The department may, consistent with administrative rules adopted by the department, use a portion
5 of the funds in an inmate's account to:

6 (a) satisfy court-ordered restitution, whether or not restitution is a condition of probation or parole;

7 (b) satisfy court-ordered child support;

8 (c) satisfy court-ordered fines, fees, or costs;

9 (d) pay for the inmate's medical and dental expenses and costs of incarceration; and

10 (e) pay any other fees, costs, expenses, or monetary sanctions ordered by a court or imposed by a state
11 prison and pay reasonable claims by a debt collection or financial institution.

12 (3) (a) Money taken under subsection (2) for the payment of restitution must be paid in the following
13 order:

14 (i) to the victim until the victim's unreimbursed pecuniary loss is satisfied;

15 (ii) to the crime victims compensation and assistance program in the department of justice for deposit in
16 the state general fund until the state is fully reimbursed for compensation to the victim provided pursuant to Title
17 53, chapter 9, part 1;

18 (iii) to any other government agency that has compensated the victim for the victim's pecuniary loss; and

19 (iv) to any insurance company that has compensated the victim for the victim's pecuniary loss.

20 (b) If there is a balance of money in the inmate's account after payments under subsection (2), the
21 department may allow the balance to accumulate in a savings subaccount for the inmate.

22 (4) (a) The department shall adopt rules to set a percentage of earnings not to exceed 25% that an
23 inmate worker is required to save in a savings subaccount.

24 (b) The rules must include that, upon release of an inmate from a state prison, the department shall
25 dispense money directly from the subaccount to the former inmate, the inmate's landlord, or other approved
26 recipients, including service providers.

27 (c) The department shall adopt rules to exempt the following inmates from participation in the mandatory
28 inmate savings program under subsection (4)(a):

29 (i) inmates who are of advanced age;

30 (ii) inmates who have a parole eligibility date that puts them at an advanced age at eligibility;

(iii) inmates who do not have parole eligibility and are serving a long sentence that puts them at an advanced age upon their discharge date;

(iv) inmates who are serving a life sentence but have a parole eligibility date that puts them at an advanced age at eligibility; and

(v) inmates who are not eligible for parole and are serving life sentences.

(5) The department shall adopt rules establishing the prison inmate trust account system and criteria for the use of funds under this section. The rules must contain clear guidelines regarding the use of funds that ensure payment under subsection (2) and that inhibit an inmate's ability to deal in contraband or illegal acts within or outside the state prison.

(6) An inmate is responsible for the inmate's medical and dental expenses and is obligated to repay the department for reasonable costs incurred by the department for the inmate's medical and dental expenses. The department may investigate, identify, take in any manner allowed by law for the satisfaction of a judgment, and use to pay the inmate's medical and dental expenses any assets of the inmate or any income of the inmate from sources outside the state prison that is not deposited in the account provided for in subsection (1)."

MINUTES

MONTANA SENATE 66th LEGISLATURE - REGULAR SESSION

COMMITTEE ON JUDICIARY

Call to Order: Chair Keith Regier, on January 10, 2019 at 10:00 AM, in Room 422
Capitol

ROLL CALL

Members Present:

Sen. Keith Regier, Chair (R)
Sen. Jennifer Fielder, Vice Chair (R)
Sen. Diane Sands, Vice Chair (D)
Sen. Bryce Bennett (D)
Sen. John Esp (R)
Sen. Jen Gross (D)
Sen. Steve Hinebaugh (R)
Sen. Margaret (Margie) MacDonald (D)
Sen. Gordon Vance (R)

Members Excused: Sen. Scott Sales (R)

Members Absent: None

Staff Present: Julianne Burkhardt, Legislative Branch
Noah Horan, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: SB 3, 1/4/2019; SB 19, 1/4/2019; SB 36, 1/4/2019

10:02:37 Chair Regier

HEARING ON SB 3

Opening Statement by Sponsor:

10:03:55 Sen. Jen Gross (D), SD 25, opened the hearing on SB 3, Revise laws related to interim oversight of the office of public defender.

[EXHIBIT\(jus04a01\)](#)

Proponents' Testimony:

10:05:59 Rhonda Schaffer, Office of Public Defender

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

10:06:40 Sen. Fielder

10:07:03 Sen. Gross

Closing by Sponsor:

10:07:21 Sen. Gross

HEARING ON SB 36

Opening Statement by Sponsor:

10:07:39 Sen. Margaret (Margie) MacDonald (D), SD 26, opened the hearing on SB 36, Provide exceptions to mandatory inmate savings.

Proponents' Testimony:

10:09:32 Gayle Butler, Montana Correctional Enterprises, Department of Corrections (DOC)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

10:14:51 Sen. Sands

10:15:15 Ms. Butler, DOC

10:15:25 Chair Regier

10:15:31 Ms. Butler

Closing by Sponsor:

10:15:53 Sen. MacDonald

HEARING ON SB 19

Opening Statement by Sponsor:

10:16:56 Sen. Roger Webb (R), SD 23, opened the hearing on SB 19, Revise laws related to local government budgeting and accounting.

[EXHIBIT\(jus04a02\)](#)

[EXHIBIT\(jus04a03\)](#)

Proponents' Testimony:

10:22:57 James Nelson, self

[EXHIBIT\(jus04a04\)](#)

10:38:35 Rep. Llew Jones, HD 18

10:44:44 Sen. Fielder

10:45:00 Rep. Jones

10:47:20 Chair Regier

10:47:29 Rep. Jones

10:48:12 LeAnne Kavanaugh, self

[EXHIBIT\(jus04a05\)](#)

10:55:41 Rep. Mary Ann Dunwell, HD 84

10:59:09 Elaine Mitchell, self

[EXHIBIT\(jus04a06\)](#)

11:17:01 Darryl Omsberg, superintendent of schools, Glacier County

11:24:20 Scott Laird, business manager, Cut Bank School District

11:28:53 Wade Johnson, superintendent of schools, Cut Bank

11:31:03 Sen. Bruce "Butch" Gillespie, SD 9

11:32:06 Carol Larson, self

11:32:54 Donna Taylor, self

Opponents' Testimony:

11:33:23 Kelly Lynch, deputy director, Montana League of Cities and Towns (MLCT)

11:41:05 Eric Bryson, executive director, Montana Association of Counties (MACo)

11:47:21 Rachel Carroll Rivas, Montana Human Rights Network

[EXHIBIT\(jus04a07\)](#)

[EXHIBIT\(jus04a08\)](#)

[EXHIBIT\(jus04a09\)](#)

11:51:52 Rep. Tyson Runningwolf, HD 16

Informational Testimony:

11:53:30 Jon Bennion, Attorney General's Office (AG)

11:53:53 Kara Flath, Office of Public Instruction (OPI)

Questions from Committee Members and Responses:

11:54:12 Sen. MacDonald

11:54:38 Mr. Bryson, MACo

11:55:20 Chair Regier

11:55:54 Sen. Webb

11:56:05 Chair Regier
11:56:10 Sen. Webb
11:56:33 Sen. Bennett
11:57:01 Sen. Webb
11:58:16 Chair Regier
11:58:25 Sen. Bennett
11:58:55 Ms. Lynch, MLCT
12:00:32 Sen. Esp
12:01:08 Mr. Nelson
12:03:26 Sen. Esp
12:03:48 Sen. Webb
12:04:11 Sen. Vance
12:04:40 Mr. Bennion, AG
12:05:19 Sen. Vance
12:05:28 Mr. Bennion
12:05:35 Chair Regier
12:05:42 Mr. Bennion
12:06:54 Sen. Gross
12:07:29 Mr. Bennion
12:08:07 Sen. Gross
12:08:19 Mr. Bennion
12:08:47 Sen. Gross
12:09:36 Julianne Burkhardt, Legislative Services Division (LSD)
12:10:00 Sen. Gross
12:10:26 Sen. Webb

Closing by Sponsor:

12:10:53 Sen. Webb

12:19:38 Chair Regier

12:19:49 Sen. Esp

EXHIBIT(jus04a10)

12:20:37 Sen. Gross

12:20:52 Chair Regier

12:21:04 Sen. Vance

12:21:28 Chair Regier

ADJOURNMENT

Adjournment: 12:21 PM

Noah Horan, Secretary

nh

Additional Documents

Additional Documents:

EXHIBIT([jus04aad.pdf](#))

MINUTES

MONTANA SENATE 66th LEGISLATURE - REGULAR SESSION

COMMITTEE ON JUDICIARY

Call to Order: Chair Keith Regier, on January 11, 2019 at 9:00 AM, in Room 303 Capitol

ROLL CALL

Members Present:

Sen. Keith Regier, Chair (R)
Sen. Jennifer Fielder, Vice Chair (R)
Sen. Diane Sands, Vice Chair (D)
Sen. Bryce Bennett (D)
Sen. John Esp (R)
Sen. Jen Gross (D)
Sen. Steve Hinebaugh (R)
Sen. Margaret (Margie) MacDonald (D)
Sen. Gordon Vance (R)

Members Excused: Sen. Scott Sales (R)

Members Absent: None

Staff Present: Julianne Burkhardt, Legislative Branch
Noah Horan, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: SB 26, 1/4/2019; SB 37, 1/4/2019; SB 43, 1/4/2019; SB 62,
1/4/2019

Executive Action: SB 3 - Do Pass
SB 36 - Do Pass
SB 62 - Do Pass

09:01:20 Chair Regier

HEARING ON SB 62

Opening Statement by Sponsor:

09:02:14 Sen. Diane Sands (D), SD 49, opened the hearing on SB 62, Revise inmate welfare fund laws to include Pine Hills.

Proponents' Testimony:

09:03:10 Gayle Butler, Montana Department of Corrections (DOC)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

09:06:06 Sen. Fielder
09:06:45 Ms. Butler, DOC
09:07:00 Cynthia Wolken, deputy director, DOC
09:07:37 Sen. Fielder
09:07:51 Ms. Wolken, DOC

Closing by Sponsor:

09:08:45 Sen. Sands

HEARING ON SB 43

Opening Statement by Sponsor:

09:09:23 Sen. Margaret (Margie) MacDonald (D), SD 26, opened the hearing on SB 43, Allow omnibus hearings to be conducted remotely.

Proponents' Testimony:

09:10:37 Peter Ohman, Office of the Public Defender

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

09:11:58 Sen. MacDonald

HEARING ON SB 37

Opening Statement by Sponsor:

09:12:26 Sen. Margaret (Margie) MacDonald (D), SD 26, opened the hearing on SB 37, Revise laws related to recording of parole board hearings.

Proponents' Testimony:

09:15:08 Annette Carter, chair, Montana Parole Board

Opponents' Testimony:

09:18:19 Rudy Stock, self

[EXHIBIT\(jus05a01\)](#)

Informational Testimony: None

Questions from Committee Members and Responses:

09:19:06 Sen. Fielder

09:19:53 Ms. Carter, Parole Board

Closing by Sponsor:

09:20:20 Sen. MacDonald

HEARING ON SB 26

Opening Statement by Sponsor:

09:20:59 Sen. Steve Fitzpatrick (R), SD 10, opened the hearing on SB 26, Remove requirement for state to pay travel costs for prosecution witnesses.

Proponents' Testimony:

09:22:12 Mike McGrath, chief justice, Montana Supreme Court

Opponents' Testimony:

09:27:09 Eric Bryson, Montana Association of Counties (MACo)

[EXHIBIT\(jus05a02\)](#)

Informational Testimony:

09:29:29 Jon Bennion, Department of Justice (DOJ)

09:29:46 Leo Gallagher, county attorney, Lewis and Clark County

Questions from Committee Members and Responses:

09:30:57 Sen. Esp

09:31:13 Mr. McGrath

09:31:27 Sen. Esp

09:31:35 Mr. McGrath

09:31:41 Sen. Sands

09:32:03 Beth McLaughlin, administrator, Montana Supreme Court

09:33:05 Sen. Sands

09:33:19 Mr. Bennion, DOJ

09:33:56 Sen. Fielder

09:34:13 Sen. Esp

09:34:58 Mr. Bryson, MACo

09:35:37 Sen. Sands

09:36:13 Mr. Bryson

09:36:27 Mr. Gallagher, L&C County

09:38:02 Sen. Sands

09:38:14 Mr. Gallagher

09:38:52 Sen. MacDonald
 09:40:12 Mr. Gallagher
 09:40:48 Chair Regier
 09:41:07 Ms. McLaughlin
 09:43:17 Chair Regier
 09:43:40 Ms. McLaughlin
 09:43:48 Chair Regier
 09:43:55 Ms. McLaughlin
 09:44:04 Sen. Sands
 09:44:39 Mr. Ohman, OPD
 09:45:25 Sen. Sands
 09:45:45 Mr. Ohman
 09:45:56 Sen. Sands

Closing by Sponsor:

09:46:11 Sen. Fitzpatrick

09:46:44 Chair Regier

EXECUTIVE ACTION ON SB 3

09:48:26 **Motion:** Sen. Gross moved that **SB 3 DO PASS.**

Discussion:

09:48:45 Chair Regier
 09:48:51 Sen. Gross
 09:49:30 Chair Regier
 09:49:51 Julianne Burkhardt, Legislative Services Division (LSD)
 09:50:05 Chair Regier

09:50:12 **Vote:** Motion carried unanimously by voice vote. Sen. S. Sales voted by proxy.

09:50:40 Sen. MacDonald

09:50:46 Chair Regier

EXECUTIVE ACTION ON SB 36

09:51:48 **Motion:** Sen. MacDonald moved that **SB 36 DO PASS.**

Discussion:

09:51:59 Sen. MacDonald
 09:52:26 Chair Regier

09:52:54 **Vote:** Motion carried unanimously by voice vote. Sen. S. Sales voted by proxy.

09:53:16 Sen. Esp

09:53:25 Sen. Sands

EXECUTIVE ACTION ON SB 62

09:54:20 **Motion:** Sen. Sands moved that **SB 62 DO PASS**.

Discussion:

09:54:25 Sen. Sands

09:54:47 Chair Regier

09:55:07 **Vote:** Motion carried unanimously by voice vote. Sen. S. Sales voted by proxy.

09:55:27 Chair Regier

09:55:40 Sen. Hinebauch

09:55:54 Chair Regier

09:56:16 Sen. Vance

09:56:20 Chair Regier

ADJOURNMENT

Adjournment: 9:56 AM

Noah Horan, Secretary

nh

Additional Documents:

EXHIBIT([jus05aad.pdf](#))

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 66th LEGISLATURE - REGULAR SESSION

COMMITTEE ON JUDICIARY

Call to Order: Chair Alan Doane, on March 14, 2019 at 8:00 AM, in Room 137 Capitol

ROLL CALL

Members Present:

Rep. Alan Doane, Chair (R)
Rep. Kathy Kelker, Vice Chair (D)
Rep. Seth Berglee (R)
Rep. Barbara Bessette (D)
Rep. Laurie Bishop (D)
Rep. Bob Brown (R)
Rep. Greg DeVries (R)
Rep. David Dunn (R)
Rep. Robert Farris-Olsen (D)
Rep. Connie Keogh (D)
Rep. Casey Knudsen (R)
Rep. Jasmine Krotkov (D)
Rep. Dennis R. Lenz (R)
Rep. Theresa Manzella (R)
Rep. Terry Moore (R)
Rep. Shane A. Morigeau (D)
Rep. Zac Perry (D)

Members Excused:

Rep. Barry Usher, Vice Chair (R)
Rep. Derek Skees (R)

Members Absent: None

Staff Present: Abigail Konen, Committee Clerk
Rachel Weiss, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: SB 36, 3/11/2019; SB 82, 3/11/2019; SB 84, 3/11/2019;
SB 85, 3/11/2019

08:02:06 Chair Doane

HEARING ON SB 85

Opening Statement by Sponsor:

08:02:42 Sen. Steve Fitzpatrick (R), SD 10, opened the hearing on SB 85, Revise process to refer veterans to veterans treatment court.

Proponents' Testimony:

08:04:17 Roger Hagan, Montana Department of the American Legion, Montana National Guard Enlisted/Officer Associations

08:04:59 Gary White, American Legion of Montana

Opponents' Testimony:

None

Informational Testimony:

None

Questions from Committee Members and Responses:

08:05:52 Rep. B. Brown

08:06:19 Roger Hagan, Montana Department of the American Legion, Montana National Guard Enlisted/Officer Associations

08:07:01 Chair Doane

08:07:08 Sen. Fitzpatrick

Closing by Sponsor:

08:07:13 Sen. Fitzpatrick

HEARING ON SB 36

Opening Statement by Sponsor:

08:07:57 Sen. Margaret (Margie) MacDonald (D), SD 26, opened the hearing on SB 36, Provide exceptions to mandatory inmate savings.

Proponents' Testimony:

08:10:59 Gayle Butler, Department of Corrections (COR)

08:15:49 Vice Chair Kelker left the meeting.

Opponents' Testimony:

None

Informational Testimony:

None

Questions from Committee Members and Responses:

None

Closing by Sponsor:

08:16:24 Sen. MacDonald

08:16:48 Rep. Skees entered the meeting.

HEARING ON SB 84

Opening Statement by Sponsor:

08:17:19 Sen. Steve Fitzpatrick (R), SD 10, opened the hearing on SB 84, Revise laws related to psychosexual evaluations of criminal defendants.

08:18:45 Rep. C. Knudsen left the meeting.

08:19:25 Chair Doane

08:19:37 Rachel Weiss, Legislative Services Division (LSD)

08:20:26 Sen. Fitzpatrick

Proponents' Testimony:

08:21:10 Jesse Slaughter, Sheriff, Cascade County

08:27:41 Wyatt Glade, County Attorney, Custer County, Montana County Attorneys Association (MCAA)

Opponents' Testimony:

None

Informational Testimony:

None

Questions from Committee Members and Responses:

08:32:47 Rep. Manzella

08:33:19 Sen. Fitzpatrick

08:33:40 Rep. Manzella

08:34:02 County Attorney Glade, Custer County, MCAA

08:34:48 Rep. Manzella

08:35:01 County Attorney Glade, Custer County, MCAA

08:35:41 Rep. Berglee

08:36:13 County Attorney Glade, Custer County, MCAA

08:37:10 Chair Doane

08:37:19 County Attorney Glade, Custer County, MCAA

08:37:53 Rep. Lenz

08:38:38 County Attorney Glade, Custer County, MCAA

08:40:12 Rep. Lenz

08:40:40 County Attorney Glade, Custer County, MCAA

Closing by Sponsor:

08:41:24 Sen. Fitzpatrick

HEARING ON SB 82

Opening Statement by Sponsor:

08:41:54 Sen. Steve Fitzpatrick (R), SD 10, opened the hearing on SB 82, Revise laws relating to the transfer of property.

Proponents' Testimony:

None

Opponents' Testimony:

None

Informational Testimony:

None

Questions from Committee Members and Responses:

08:44:33 Rep. Morigeau
08:45:22 Sen. Fitzpatrick
08:46:36 Rep. Bishop
08:46:53 Sen. Fitzpatrick

Closing by Sponsor:

08:47:02 Sen. Fitzpatrick

08:47:25 Chair Doane

ADJOURNMENT

Adjournment: 08:47:42

Abigail Konen, Clerk

ak

Additional Documents:

EXHIBIT([juh52aad.pdf](#))

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 66th LEGISLATURE - REGULAR SESSION

COMMITTEE ON JUDICIARY

Call to Order: Chair Alan Doane, on March 18, 2019 at 8:00 AM, in Room 137 Capitol

ROLL CALL

Members Present:

Rep. Alan Doane, Chair (R)
Rep. Kathy Kelker, Vice Chair (D)
Rep. Barry Usher, Vice Chair (R)
Rep. Seth Berglee (R)
Rep. Barbara Bessette (D)
Rep. Laurie Bishop (D)
Rep. Bob Brown (R)
Rep. Greg DeVries (R)
Rep. Robert Farris-Olsen (D)
Rep. Connie Keogh (D)
Rep. Jasmine Krotkov (D)
Rep. Theresa Manzella (R)
Rep. Terry Moore (R)
Rep. Zac Perry (D)
Rep. Derek Skees (R)

Members Excused:

Rep. Dennis R. Lenz (R)
Rep. David Dunn (R)
Rep. Shane A. Morigeau (D)
Rep. Casey Knudsen (R)

Members Absent: None

Staff Present: Abigail Konen, Committee Clerk
Rachel Weiss, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: SB 23, 3/11/2019; SB 114, 3/11/2019; SB 26, 3/13/2019;
SB 205, 3/13/2019; SB 274, 3/13/2019
Executive Action: HB 480, HB 534, HB 500, SB 85, SB 82, SB 84, SB 36, HB 222

08:01:58 Chair Doane

HEARING ON SB 23

Opening Statement by Sponsor:

08:02:25 Sen. Keith Regier (R), SD 3, opened the hearing on SB 23, Require accommodations to employer-mandated vaccinations to be uniformly offered.

Proponents' Testimony:

None

Opponents' Testimony:

None

Informational Testimony:

08:04:19 Rep. Dunn entered the meeting.

08:05:22 Jim Murphy, Department of Public Health and Human Services (DPHHS)

Questions from Committee Members and Responses:

08:05:41 Vice Chair Kelker

08:07:15 Jim Murphy, DPHHS

08:07:34 Rep. Krotkov

08:08:05 Jim Murphy, DPHHS

08:08:59 Rep. Krotkov

08:09:28 Sen. K. Regier

08:10:03 Vice Chair Kelker

08:10:32 Rachel Weiss, Legislative Services Division (LSD)

08:10:47 Vice Chair Kelker

08:11:27 Rachel Weiss, LSD

08:11:34 Rep. Manzella

08:12:14 Sen. K. Regier

08:12:30 Chair Doane

08:12:33 Sen. K. Regier

Closing by Sponsor:

08:12:42 Sen. K. Regier

HEARING ON SB 274

Opening Statement by Sponsor:

08:13:39 Sen. Albert Olszewski (R), SD 6, opened the hearing on SB 274, Revise drug scheduling laws.

Proponents' Testimony:

08:17:01 Rep. Lenz entered the meeting.

08:18:21 Rep. Morigeau entered the meeting.

08:19:34 Kurt Stembridge, Greenwich Biosciences

08:21:28 Tony King, Montana Board of Pharmacy

08:22:22 Marcie Bough, Montana Board of Pharmacy
08:24:02 Stuart Doggett, Montana Pharmacy Association
08:24:25 Aidan Myhre, Montana Bioscience Alliance

Opponents' Testimony:

None

Informational Testimony:

None

Questions from Committee Members and Responses:

08:26:00 Vice Chair Kelker
08:26:26 Sen. Olszewski
08:28:37 Chair Doane
08:28:40 Sen. Olszewski

Closing by Sponsor:

08:28:46 Sen. Olszewski

HEARING ON SB 114**Opening Statement by Sponsor:**

08:29:51 Sen. Jen Gross (D), SD 25, opened the hearing on SB 114, Generally revise stalking and orders of protection laws.

Proponents' Testimony:

08:29:59 Rep. Lenz left the meeting.
08:33:09 Anna Saverud, Attorney General's Office (AGO)
08:41:57 Ben Halverson, City of Billings, Yellowstone County Attorney's Office

[EXHIBIT\(juh55a01\)](#)

[EXHIBIT\(juh55a02\)](#)

08:48:33 Rachel Spint, self
08:50:11 Nancy Henriksson, self
08:56:37 Angela Miller, self
09:04:41 Theresa Goldberg, self
09:15:55 Diana Spint, self
09:18:01 Kelsen Young, Montana Coalition Against Domestic and Sexual Violence (MCADSV)
09:20:42 Jackie Jones, Montana County Attorneys Association (MCAA)

Opponents' Testimony:

09:21:29 SK Rossi, American Civil Liberties Union of Montana (ACLU)

Informational Testimony:

09:23:56 Greg Mohr, Montana Magistrates Association
09:24:12 Peter Ohman, Office of the State Public Defender (OPD)

Questions from Committee Members and Responses:

09:24:30 Vice Chair Kelker

09:24:53 Peter Ohman, OPD
09:27:47 Vice Chair Kelker
09:28:19 Ben Halverson, City of Billings, Yellowstone County Attorney's Office
09:29:09 Vice Chair Kelker
09:29:37 Ben Halverson, City of Billings, Yellowstone County Attorney's Office
09:29:57 Chair Doane
09:30:05 Peter Ohman, OPD
09:31:00 Rep. Manzella
09:31:30 SK Rossi, ACLU
09:31:34 Rep. Manzella
09:32:00 SK Rossi, ACLU
09:32:25 Peter Ohman, OPD
09:33:06 Rep. Manzella
09:33:20 Peter Ohman, OPD
09:33:42 Rep. Bishop
09:34:05 Anna Saverud, AGO
09:35:21 Rep. Bishop
09:35:33 Anna Saverud, AGO
09:37:07 Rep. Bishop
09:37:45 Ben Halverson, City of Billings, Yellowstone County Attorney's Office
09:38:40 Rep. Krotkov
09:39:07 Peter Ohman, OPD
09:39:37 Rep. Krotkov
09:39:55 Peter Ohman, OPD
09:40:20 Ben Halverson, City of Billings, Yellowstone County Attorney's Office
09:41:09 Rep. Krotkov
09:41:21 Rep. Skees
09:42:33 Greg Mohr, Montana Magistrates Association
09:42:56 Rep. Skees
09:44:10 Greg Mohr, Montana Magistrates Association
09:44:15 Vice Chair Kelker
09:44:58 Jon Bennion, Attorney General's Office (AGO)
09:46:57 Rep. Bessette
09:47:46 Greg Mohr, Montana Magistrates Association
09:48:18 Chair Doane
09:48:22 Sen. Gross

Closing by Sponsor:

09:48:35 Sen. Gross

09:54:11 Recessed

10:05:36 Reconvened

HEARING ON SB 205**Opening Statement by Sponsor:**

10:05:59 Sen. Steve Fitzpatrick (R), SD 10, opened the hearing on SB 205, Prevent abusers of vulnerable adults from benefiting financially.

Proponents' Testimony:

10:09:57 Adrian Cotton, American Association of Retired Persons Montana (AARP)
10:11:10 Jackie Jones, Montana Association of Community Disability Service Providers

Opponents' Testimony:

None

Informational Testimony:

None

Questions from Committee Members and Responses:

10:12:39 Vice Chair Kelker
10:13:11 Sen. Fitzpatrick
10:15:17 Vice Chair Kelker
10:15:41 Sen. Fitzpatrick
10:16:02 Chair Doane
10:16:27 Sen. Fitzpatrick
10:17:12 Chair Doane
10:17:22 Sen. Fitzpatrick
10:17:34 Vice Chair Usher
10:19:15 Sen. Fitzpatrick
10:20:27 Vice Chair Usher
10:21:05 Sen. Fitzpatrick
10:22:01 Rep. T. Moore
10:22:46 Sen. Fitzpatrick
10:23:40 Rep. T. Moore
10:24:13 Sen. Fitzpatrick
10:24:44 Rep. Keogh
10:25:50 Sen. Fitzpatrick
10:26:37 Rep. Keogh
10:27:09 Sen. Fitzpatrick

Closing by Sponsor:

10:28:10 Sen. Fitzpatrick

HEARING ON SB 26

Opening Statement by Sponsor:

10:28:55 Sen. Steve Fitzpatrick (R), SD 10, opened the hearing on SB 26, Remove requirement for state to pay travel costs for prosecution witnesses.

Proponents' Testimony:

10:31:16 Beth McLaughlin, Supreme Court

[EXHIBIT\(juh55a03\)](#)

10:34:03 Jackie Jones, Montana County Attorneys Association (MCAA)

Opponents' Testimony:

None

Informational Testimony:

10:37:01 Jon Bennion, Attorney General's Office (AGO)

Questions from Committee Members and Responses:

10:37:17 Rep. Skees
10:37:42 Jon Bennion, AGO
10:38:19 Rep. Skees
10:38:35 Sen. Fitzpatrick
10:39:04 Chair Doane
10:39:26 Beth McLaughlin, Supreme Court
10:39:55 Chair Doane
10:40:08 Beth McLaughlin, Supreme Court

Closing by Sponsor:

10:41:50 Sen. Fitzpatrick

10:42:57 Chair Doane

10:44:12 Recessed
11:15:38 Reconvened

11:15:38 Rep. Lenz reentered the meeting.

EXECUTIVE ACTION ON HB 480

11:15:50 **Motion:** Vice Chair Usher moved that **HB 480 DO PASS.**

Discussion:

11:15:59 Rachel Weiss, Legislative Services Division (LSD)
11:16:21 Chair Doane
11:16:28 Rep. Skees
11:16:55 Rep. B. Brown
11:17:12 Rep. Manzella
11:17:37 Rep. Bishop
11:18:16 Rep. Berglee

11:19:18 **Substitute Motion/Vote:** Rep. Skees made a substitute motion that **HB 480 BE TABLED.** Substitute Motion carried 15-4 by roll call vote with Rep. Bishop, Rep. Farris-Olsen, Vice Chair Kelker and Rep. Keogh voting no. Rep. C. Knudsen voted by proxy.

EXECUTIVE ACTION ON HB 534

11:20:33 **Motion:** Vice Chair Usher moved that **HB 534 DO PASS.**

Discussion:

11:20:42 Rachel Weiss, LSD
11:21:03 Rep. Krotkov
11:22:33 Rep. Morigeau
11:24:44 Chair Doane

11:25:10 Rep. Morigeau
11:27:50 Vice Chair Usher
11:29:28 Rep. Morigeau
11:30:40 Rep. Lenz
11:31:26 Rep. Skees
11:31:43 Rep. T. Moore
11:32:42 Vice Chair Kelker

11:34:37 **Vote:** Motion failed 9-10 by roll call vote with Rep. Berglee, Rep. B. Brown, Chair Doane, Rep. Dunn, Rep. Lenz, Rep. Manzella, Rep. T. Moore, Rep. Skees and Vice Chair Usher voting aye. Rep. C. Knudsen voted by proxy.

11:35:39 **Motion/Vote:** Without objection, Vice Chair Usher moved **TO TABLE HB 534**. Motion passed.

EXECUTIVE ACTION ON HB 500

11:36:14 **Motion:** Vice Chair Usher moved that **HB 500 DO PASS**.

Discussion:

11:36:25 Rachel Weiss, LSD
11:36:56 Rep. Bishop
11:37:49 Vice Chair Kelker
11:40:11 Rep. Berglee
11:41:20 Rep. Krotkov
11:41:51 Rep. Skees
11:42:35 Rep. Manzella

11:43:50 **Vote:** Motion carried 11-8 by roll call vote with Rep. Bessette, Rep. Bishop, Rep. Farris-Olsen, Vice Chair Kelker, Rep. Keogh, Rep. Krotkov, Rep. Morigeau and Rep. Perry voting no. Rep. C. Knudsen voted by proxy.

EXECUTIVE ACTION ON SB 85

11:45:02 Chair Doane

11:45:17 **Motion:** Vice Chair Usher moved that **SB 85 BE CONCURRED IN**.

Discussion:

11:45:28 Rachel Weiss, LSD
11:45:35 Rep. Berglee

11:46:00 **Vote:** Motion carried unanimously by voice vote. Rep. C. Knudsen voted by proxy. Rep. Berglee will carry the bill.

11:46:24 Chair Doane

EXECUTIVE ACTION ON SB 82

11:46:47 **Motion/Vote:** Vice Chair Usher moved that **SB 82 BE CONCURRED IN**. Motion carried unanimously by voice vote. Rep. C. Knudsen voted by proxy. Rep. Moore will carry the bill.

EXECUTIVE ACTION ON SB 84

11:47:37 **Motion/Vote:** Vice Chair Usher moved that **SB 84 BE CONCURRED IN**. Motion carried 18-1 by voice vote with Rep. Manzella voting no. Rep. C. Knudsen voted by proxy. Rep. Bessette will carry the bill.

EXECUTIVE ACTION ON SB 36

11:48:48 **Motion/Vote:** Vice Chair Usher moved that **SB 36 BE CONCURRED IN**. Motion carried unanimously by voice vote. Rep. C. Knudsen voted by proxy. Chair Doane will carry the bill.

EXECUTIVE ACTION ON HB 222

11:49:48 **Motion:** Vice Chair Usher moved that **HB 222 DO PASS**.

Discussion:

11:49:57 Rachel Weiss, LSD
11:50:03 Rep. Perry
11:50:32 Chair Doane
11:51:25 Rep. Morigeau
11:54:21 Rep. Krotkov

11:55:05 **Vote:** Motion failed 8-11 by roll call vote with Rep. Bessette, Rep. Bishop, Rep. Farris-Olsen, Vice Chair Kelker, Rep. Keogh, Rep. Krotkov, Rep. Morigeau and Rep. Perry voting aye. Rep. C. Knudsen voted by proxy.

11:55:59 **Motion/Vote:** Without objection, Vice Chair Usher moved **TO TABLE HB 222**. Motion passed.

11:56:11 Chair Doane

ADJOURNMENT

Adjournment: 11:56:54

Abigail Konen, Clerk

ak

Additional Documents:

EXHIBIT([juh55aad.pdf](#))